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TO: Examiner: FROM: Robert J. Depke, Reg. No. 37,607FAX NO: (571) 273-8300 MAIN FAX NO.: (312)441-0570  
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Serial No.: 10/574,243  
Art Unit: 2627  
Filed: December 4, 2006  
Attorney Ref.: 075834.00568**CERTIFICATION OF FACSIMILE TRANSMISSION**I hereby certify that this paper is being facsimile transmitted to the Patent and Trademark Office in facsimile no. 10/574,243 on 1/30/09

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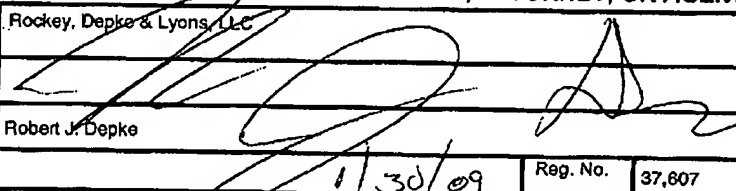
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<b>TRANSMITTAL FORM</b>  (to be used for all correspondence after initial filing)	Application Number	10/574,243
	Filing Date	Dec 4, 2006
	First Named Inventor	Tetsuya Tamura
	Art Unit	2827
	Examiner Name	
Total Number of Pages in This Submission	Attorney Docket Number	075834.00568

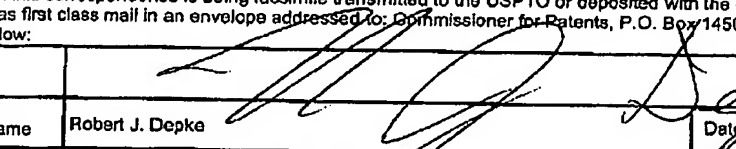
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## SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT

Firm Name	Rockey, Depke & Lyons, LLC		
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Printed name	Robert J. Depke		
Date	1/30/09	Reg. No.	37,607

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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

**Applicants:** Tetsuya Tamura **Atty. Docket No.:** 075834.00568  
**Serial No.:** 10/574,243 **Group Art Unit:** 2627  
**Filed:** December 4, 2006 **Examiner:**  
**Invention:** RECORDING AND REPRODUCING APPARATUS AND  
RECORDING METHOD  
**Customer No.:** 33448

**INFORMATION DISCLOSURE STATEMENT**

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SIR:

In accordance with 37 CFR §§1.97, 1.98, Applicants and the undersigned attorney hereby submit a legible copy of each reference listed on the accompanying form PTO/SB/08A.

**CERTIFICATION UNDER 37 C.F.R. §1.97(e)**

Applicants hereby certify, as required under 37 C.F.R. §1.97(c)(1) and §1.97(e), that each item of information contained in the information disclosure statement was first cited in any communication from a foreign patent office in a counterpart foreign application not more than three months prior to the filing of the information disclosure statement, and thus no fee is required for consideration thereof. A copy of the communication from the foreign patent office is enclosed for the convenience of the Examiner.

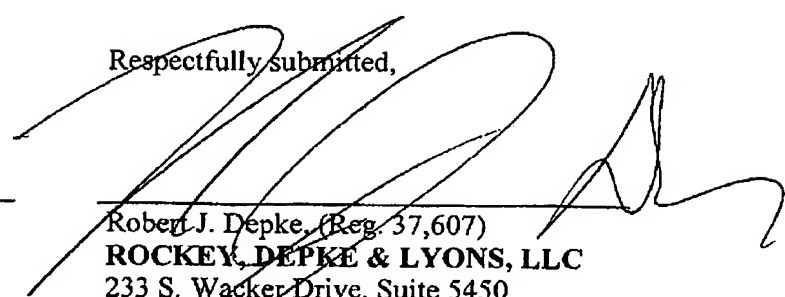
The undersigned also points out that the submission of each reference is neither a concession, nor an admission, that the reference qualifies as prior art for this application

under the patent laws of the United States. Applicants reserve the right to challenge the status of any such document that the office determines to be prior art.

Should the Examiner believe a fee is required, the United States Patent and Trademark Office is hereby authorized and requested to charge any required fee to the deposit account of Rockey, Depke & Lyons, LLC, Deposit Account No. 50-3891.

Respectfully submitted,

Date: 1/30/09

  
Robert J. Depke, (Reg. 37,607)  
**ROCKEY, DEPKE & LYONS, LLC**  
233 S. Wacker Drive, Suite 5450  
Chicago, Illinois 60606  
Tel: (312) 277-2006  
Fax: (312) 441-0570  
**Attorneys for Applicants**